

**IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF WEST VIRGINIA**

**WHEELING DIVISION**

**DIANA MEY, individually  
and on behalf of a proposed class,**

**Plaintiff,**

**v.**

**Civil Action No. 5:19-cv-00237-JPB**

**ALL ACCESS TELECOM, INC.;  
BANDWIDTH INC.;  
CENTURYLINK COMMUNICATIONS, LLC;  
LEVEL 3 COMMUNICATIONS, LLC;  
INTELIGENT, INC.; and  
AFFINITY NETWORK INCORPORATED**

**Defendants.**

**PLAINTIFF AND DEFENDANT AFFINITY NETWORK INCORPORATED'S  
JOINT MOTION FOR ENTERING OF CONSENT ORDER**

Plaintiff and Defendant Affinity Network Incorporated ("ANI"), through their below counsel, jointly move the Court to enter the attached Consent Order.

1. Plaintiff and ANI have reached a settlement. As part of that settlement, both parties respectfully request the Court to enter the attached Consent Order.
2. Should the Court enter the attached Consent Order, Plaintiff will file a stipulation of voluntary dismissal under Rule 41(a)(1)(A)(ii) that dismisses her claims against ANI with prejudice, but without prejudice to the extent further proceedings are necessary to enforce the terms of the Consent Order.

Dated: February 18, 2022

Respectfully submitted,

<p><u>/s/ John W. Barrett</u></p> <p>John W. Barrett (WV Bar No. 7289) Jonathan R. Marshall (WV Bar No. 10580) Benjamin J. Hogan (WV Bar No. 12997) BAILEY &amp; GLASSER LLP 209 Capitol Street Charleston, WV 25301 Telephone: 304-345-6555 Facsimile: 304-342-1110 <a href="mailto:JBarrett@baileyglasser.com">JBarrett@baileyglasser.com</a> <a href="mailto:JMarshall@baileyglasser.com">JMarshall@baileyglasser.com</a> <a href="mailto:BHogan@baileyglasser.com">BHogan@baileyglasser.com</a></p> <p>William Howard (admitted <i>pro hac vice</i>) THE CONSUMER PROTECTION FIRM 401 East Jackson Street, Suite 2340 SunTrust Financial Center Tampa, FL 33602 Telephone: 813-500-1500 Facsimile: 813-435-2369 <a href="mailto:Billy@TheConsumerProtectionFirm.com">Billy@TheConsumerProtectionFirm.com</a></p> <p>Yvette Golan (admitted <i>pro hac vice</i>) THE GOLAN FIRM 2000 M Street NW, Suite 750-A Washington, DC 20036 Telephone: 866-298-4150 ext. 101 Facsimile: 928-441-8250 <a href="mailto:YGolan@tgfirm.com">YGolan@tgfirm.com</a></p> <p><i>Counsel for Plaintiff</i></p>	<p><u>/s/ Becca J. Wahlquist</u></p> <p>Becca J. Wahlquist (admitted pro hac vice) Kelley Drye &amp; Warren LLP 1800 Century Park East, Suite 600 Los Angeles, CA 90067 (310) 712-6100 (telephone) <a href="mailto:bwahlquist@kelleydrye.com">bwahlquist@kelleydrye.com</a></p> <p>Carrie Goodwin Fenwick (WV Bar No. 7164) Goodwin &amp; Goodwin, LLP P.O. Box 2107 Charleston, WV 25328-2107 (304) 346-7000 <a href="mailto:cfg@goodwingoodwin.com">cfg@goodwingoodwin.com</a></p> <p>Lauri A. Mazzuchetti (admitted pro hac vice) Glenn T. Graham (admitted pro hac vice) Kelley Drye &amp; Warren LLP One Jefferson Road, 2<sup>nd</sup> Floor Parsippany, NJ 60606 (973) 503-5900 (telephone) <a href="mailto:lmazzuchetti@kelleydrye.com">lmazzuchetti@kelleydrye.com</a> <a href="mailto:ggraham@kelleydrye.com">ggraham@kelleydrye.com</a></p> <p><i>Counsel for Defendant Affinity Network Incorporated</i></p>
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**Defendants.**

**CERTIFICATE OF SERVICE**

I, John W. Barrett, hereby certify that on February 18, 2022, a true and correct copy of **PLAINTIFF AND DEFENDANT AFFINITY NETWORK INCORPORATED'S JOINT MOTION FOR ENTERING OF CONSENT ORDER** was filed using CM/ECF, the Court's electronic notification system, which provided notice to all counsel of record.

/s/ John W. Barrett  
John W. Barrett (WV Bar No. 7289)